



01 OCT 2007

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In re Application of :
FRANK L. REES : DECISION
PCT No.: PCT/US04/39909 :
Int. Filing Date: 24 November 2004 :
Priority Date: 25 November 2003 :
Attorney's Docket No.: GREENE-P1-04 :
For: GAUSS-REES PARAMETRIC :
ULTRA WIDEBAND SYSTEM :

This decision is in response to applicant's "PETITION TO INVOKE THE SUPERVISORY AUTHORITY OF THE COMMISSIONER" filed via facsimile transmission 26 July 2007, which has properly been treated as a petition under 37 CFR 1.181.

BACKGROUND

On 29 March 2005, the United States Receiving Office (RO/US) mailed a NOTIFICATION OF THE INTERNATIONAL APPLICATION NUMBER AND OF THE INTERNATIONAL FILING DATE (Form PCT/RO/105) indicating the international filing date as 24 November 2004.

On 26 July 2007, applicant filed the instant "PETITION TO INVOKE THE SUPERVISORY AUTHORITY OF THE COMMISSIONER", which has properly been treated as a petition under 37 CFR 1.181.

DISCUSSION

The petition under 37 CFR 1.181 requests that the Commissioner invoke supervisory authority to require advancement of the instant application, i.e., establishment of the International Search Report/Written Opinion (ISR/US) and the International Preliminary Examiner Report (IPER/US).

The search copy of the instant application could not be located after a reasonable search. Accordingly, since the United States was the Receiving Office for the application, the search copy was reconstructed from the home copy. The search copy has been forwarded to the examiner for preparation and mailing of the ISR/US and preparation and mailing of the IPER/US.

CONCLUSION

For the reasons set forth above, the petition under 37 CFR 1.181 is **GRANTED**.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

The home copy of the application is being forwarded to PCT Central Files for storage.



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